

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO. 3:05-CV-69-DCK**

**CHARLOTTE-MECKLENBURG BOARD)
OF EDUCATION)**

Plaintiff,)

v.)

**SCHENKEL & SCHULTZ, INC.,)
formerly known as, SCHENKEL &)
SCHULTZ ARCHITECTS, P.A.,)**

Defendant.)

ORDER

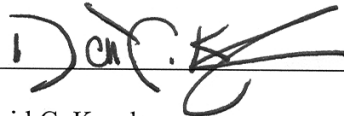
THIS MATTER IS BEFORE THE COURT regarding the status of this case. There are currently two motions pending: Defendant’s “Motion To Vacate Judgment Pursuant To Rule 60(b)” (Document No. 25) and Defendant’s “Motion to Compel” (Document No. 27). The Court is also aware that the related case of Schenkel & Schultz v. Hermon F. Fox & Associates, P.C., is currently pending before the North Carolina Supreme Court.

IT IS, THEREFORE, ORDERED that this case is **STAYED** pending a decision from the North Carolina Supreme Court in the related case.

IT IS FURTHER ORDERED that within fourteen (14) days of the issuance of a decision by the North Carolina Supreme Court in the related case, the parties shall each file a supplemental brief of (10) pages or less discussing their respective positions on the effect of the North Carolina Supreme Court’s decision on the pending motions in this case.

SO ORDERED.

Signed: August 6, 2007



David C. Keesler
United States Magistrate Judge

